IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

AMERICA, Plaintiff and Counter-Defendant, V. Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., Defendant and Counter-Plaintiff, and MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, Defendants.	NATIONAL RIFLE ASSOCIATION OF	§	
Plaintiff and Counter-Defendant, v. Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., Defendant and Counter-Plaintiff, and MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, S Case No. 3:19-cv-02074-G S Case No. 3:19-cv-02074-G	AMERICA,		
Plaintiff and Counter-Defendant, S V. Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., Defendant and Counter-Plaintiff, and MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, S Case No. 3:19-cv-02074-G S Case No. 3:19-cv-02074-G	,		
v. S Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., S Defendant and Counter-Plaintiff, S and S MERCURY GROUP, INC., HENRY S MARTIN, WILLIAM WINKLER, and S MELANIE MONTGOMERY, S	Plaintiff and Counter-Defendant,		
v. \$ Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., \$ Defendant and Counter-Plaintiff, \$ and \$ \$ MERCURY GROUP, INC., HENRY \$ MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, \$ \$			
v. \$ Case No. 3:19-cv-02074-G ACKERMAN MCQUEEN, INC., **Defendant and Counter-Plaintiff,** and **S MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, **S **Case No. 3:19-cv-02074-G **S MARTIN, S **S MERCURY GROUP, INC., HENRY **S MERCURY GROUP			
ACKERMAN MCQUEEN, INC., **Defendant and Counter-Plaintiff, **sand** MERCURY GROUP, INC., HENRY \$ MARTIN, WILLIAM WINKLER, and \$ MELANIE MONTGOMERY, \$ **Sand Sand Sand Sand Sand Sand Sand Sand	v.		Case No. 3:19-cv-02074-G
Defendant and Counter-Plaintiff, and MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, \$		§	
and \$ MERCURY GROUP, INC., HENRY \$ MARTIN, WILLIAM WINKLER, and \$ MELANIE MONTGOMERY, \$ \$	ACKERMAN MCQUEEN, INC.,	§	
and \$ MERCURY GROUP, INC., HENRY \$ MARTIN, WILLIAM WINKLER, and \$ MELANIE MONTGOMERY, \$ \$		§	
and \$ MERCURY GROUP, INC., HENRY \$ MARTIN, WILLIAM WINKLER, and \$ MELANIE MONTGOMERY, \$ \$	Defendant and Counter-Plaintiff,	§	
and § MERCURY GROUP, INC., HENRY § MARTIN, WILLIAM WINKLER, and § MELANIE MONTGOMERY, § §			
MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, §	and	§	
MERCURY GROUP, INC., HENRY MARTIN, WILLIAM WINKLER, and MELANIE MONTGOMERY, §		§	
MARTIN, WILLIAM WINKLER, and \$ MELANIE MONTGOMERY, \$ \$	MERCURY GROUP, INC., HENRY		
MELANIE MONTGOMERY, § §	MARTIN, WILLIAM WINKLER, and		
§	MELANIE MONTGOMERY,		
	Defendants.		

<u>DEFENDANTS' RESPONSE IN OPPOSITION TO PLAINTIFF'S</u> <u>MOTION FOR PARTIAL SUMMARY JUDGMENT</u>

Ackerman McQueen, Inc. ("AMc"), Mercury Group, Inc., Henry Martin, William Winkler, and Melanie Montgomery (collectively, "Defendants") file this Response in Opposition to Plaintiff's Motion for Partial Summary Judgment (ECF 414) pursuant to FED. R. CIV. P. 56 and respectfully show as follows:

Each of the matters required by Local Civil Rule 56.3 is set forth in the accompanying brief and appendix in Opposition to the National Rifle Association of America's Motion for Partial Summary Judgment (the "*Motion*").

WHEREFORE, PREMISES CONSIDERED, Defendants respectfully request and pray that the Court deny the NRA's Motion in its entirety.

December 20, 2021.

Respectfully submitted,

/s/ Brian E. Mason

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ATTORNEYS FOR DEFENDANTS/COUNTER-PLAINTIFF ACKERMAN MCQUEEN, INC.

CERTIFICATE OF SERVICE

I hereby certify that on December 20, 2021, I filed the foregoing document with the clerk of court for the U.S. District Court, Northern District of Texas. I hereby certify that I have served the document on all counsel and/or pro se parties of record by a manner authorized by Federal Rules of Civil Procedure 5(b)(2).

/s/ Brian E. Mason	
BRIAN E. MASON	